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FACSIMILE COVER SHEET
Law Offices of Kenneth E. Leeds
P.O. Box 2819
Sunnyvale, CA 94087
kleeds@concentric.net

To: Examiner Eileen P. Morgan
United States Patent and Trademark Office
Phone: 571-272-4488
FAX: 571-273-4488
Date: March 11, 2005
Pages: 9
Re: U.S. Patent Application Serial No. 10/777,424, filed 2/12/04
Docket No.: K2003014

From: Kenneth E. Leeds
Phone: 408-732-9500
FAX: 408-736-7052


Dear Examiner Morgan:

Further to our telephone conversation of about 5 minutes ago, I attach the following documents:

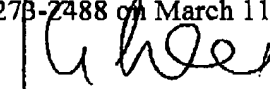
1. An amendment that I faxed to the USPTO on 9/17/04;
2. The FAX coversheet; and
3. The confirmation form provided by my FAX machine.

In looking at the office action and the amendment, I think we agreed in September that that if one uses the definition of discontinuity in application paragraph 21, the rejection of claim 1 should be overcome.

Respectfully submitted,


Kenneth E. Leeds
Reg. No. 30,566

Pursuant to rule 37 CFR 1.8, Applicant's attorney hereby certifies that this document is being sent by facsimile to the United States Patent and Trademark Office, FAX number 703-273-2488 on March 11, 2005.



Signature

March 11, 2005

Date

*Received in
C&E 6/24/05*

03/11/2005 10:12

4087367052

KENNETH LEEDS

PAGE 02

TRANSMISSION VERIFICATION REPORT

TIME : 09/17/2004 00:26

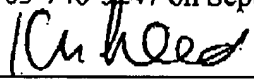
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09/17 00:25
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Law Offices of Kenneth E. Leeds
P.O. Box 2819
Sunnyvale, CA 94087
kleeds@concentric.net

To: Examiner Eileen P. Morgan From: Kenneth E. Leeds
United States Patent and Trademark Office
Phone: 703-308-1743 Phone: 408-732-9500
FAX: 703-746-3247 FAX: 408-736-7052
Date: September 17, 2004
Pages: 7
Re: U.S. Patent Application Serial No. 10/777,424, filed 2/12/04
Docket No.: K2003014

Pursuant to rule 37 CFR 1.8, Applicant's attorney hereby certifies that this document is being sent by facsimile to the United States Patent and Trademark Office, FAX number 703-746-3247 on September 17, 2004.



Signature

September 17, 2004

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Suzuki et al.

Title: Method and Apparatus for Polishing a Workpiece

Serial No.: 10/777,624

Filing Date: 2/12/04

Examiner: Eileen P. Morgan

Art Unit: 3723

Docket No.: K2003014

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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AMENDMENT

In response to the Office Action dated September 9, 2004, please amend the claims as set forth in the attachment hereto.

REMARKS AND INTERVIEW SUMMARY

The Office Action rejects claims 1-8 and 14-16 "as being indefinite.... Claim 1, it is unclear what 'having a discontinuity therein' means...." Office Action, page 2. On September 16, 2004, Applicants' Attorney had a telephone interview with the Examiner during which Applicants' Attorney pointed out that Application paragraph 21 explains the meaning of this term. Accordingly, this term is not indefinite. The Examiner concurred.

The Examiner also indicated that in light of this, claims 1-4 and 9-12 were patentable over the cited art. (These claims were the only claims that were rejected over prior art.)

The Office Action alleges that claims 6-8 and 14 were also indefinite. The attached amendment rectifies these problems.